

**BOARD OF NURSING  
MINUTES  
MADISON, WI  
JUNE 6, 2003**

**PRESENT:** June Bahr, Marilyn Kaufmann, Marie Kohlbeck, Jacqueline Johnsrud, Bettye Lawrence, and Linda Sanner

**EXCUSED:** None

**STAFF PRESENT:** Kimberly Nania, Ph.D., Bureau Director; Wayne Austin, Legal Counsel; Gina York, Minute taker, DOE and other staff

**GUESTS:** Barbara Lemke, RN, Healing Touch; Roxana Huebscher, UW Oshkosh; Kathleen Voight, Healing Touch; Claudia Gerhart, RN/CHIP, Healing Touch; Vicki Mauik, Healing Touch; Cathy Sutter, Healing Touch; Joan Keller March, RN/MSN/CHIP, Healing Touch; Silana Richardson, Healing Touch; Karen Allave, Healing Touch; Barb Morrision, RN, Healing Touch; Mary Jane Mibaylovic, RN, Healing Touch; Jan Manthey, Healing Touch; Amy Torles, Ph.D./RN, Healing Touch; Kathleen A. Linac, RN/MS, Healing Touch; Gail Cox, RN/BSN, Healing Touch; Judy Warmuth, RN/Ph.D., Wisconsin Hospital Association (WHA); Audrey Haessig, RN, Healing Touch.

**CALL TO ORDER**

Linda Sanner called the meeting to order at 9:04 a.m. A quorum of 6 members was present.

**AGENDA**

**Addendums to the Agenda:**

- Under Item Q. Add: (Q1.) Worksite Approval for William Dilley, RN; and (Q2.) Request for Full Licensure for Joseph Brady, LPN.
- After Administrative Report Add: Replacement of Officer Positions

**MOTION:** Bettye Lawrence moved, seconded by June Bahr to approve the agenda as amended. Motion carried unanimously.

**MINUTES OF MAY 9, 2003**

**MOTION:** Bettye Lawrence moved, seconded by Marilyn Kaufmann to approve the minutes as written. Motion carried unanimously.

## **ADMINISTRATIVE REPORT**

Kimberly Nania, Director of Bureau of Health Professions informed of the resignation of Pamela Maxson-Cooper from the Board of Nursing. Since the Board has not had other memberships filled by the Governor's Office it will be necessary for all remaining members to attend every meeting in order to have a quorum and to have a two-thirds vote on disciplinary actions involving suspensions or to revoke licensure. At this time the Board discussed the next three meeting dates and if members would be available. At the July meeting, the Board will discuss and finalize meeting dates and agenda items.

Dr. Nania shared that a fee study done by Grant Thornton resulted in a proposal for an increase in fees. It went before the Joint Finance Committee and the proposal was defeated. Therefore, no increase of fees will take place. The licensure application forms for licensure are online and can be downloaded by individuals and code books are now online in their entirety.

## **REPLACEMENT OF OFFICER POSITION**

The Board discussed the shortage of membership and who will replace Pamela Maxson-Cooper vice chair position on the Board and other committee assignments. The Board took the following actions:

**MOTION:** Bettye Lawrence moved, seconded by June Bahr to nominate Jacqueline Johnsrud as the Vice Chair for the Board of Nursing. Motion carried unanimously.

Chair of the Education and Licensure Committee – Marilyn Kaufmann  
Member to the Education and Licensure Committee – June Bahr

## **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES**

The Board noted the report.

## **HEALING TOUCH PRESENTATION**

Mitzi Forbes from Healing Touch provided information to the Board regarding techniques used to promote comfort to patients. Techniques are to calm, promote healing, relax and generate a comfort level to patients with their permission. Ms. Forbes shared no physician's orders are needed and she feels it falls within the scope of practice for nursing. Individuals are required to complete five classes which are 16-20 hours per course and receive a certificate after completing each class. Healing Touch would like this identified as part of the Independent Scope of Practice for Nurses.

The Board has concerns regarding proper reporting and referrals for patients. Ms. Forbes will provide copies of articles to Kimberly Nania for the Board to review at the July Board meeting.

### **DISCUSSION REGARDING ANA SURVEY UPDATE OF INFORMATION ON CE FOR RN LICENSURE AND TITLE PROTECTION**

The Board had requested Wayne Austin, Legal Counsel to update the Wisconsin information to ANA and update the Board at today's meeting. This will be postponed to the July meeting for discussion.

### **REPORT FROM THE NURSING REDESIGN PROJECT**

Pamela Maxson-Cooper was the designee for the Nursing Redesign Project. The Board requested that this topic be combined with the Nursing Coalition topic on future meeting agendas so as information becomes available it can be shared with the Board at that time. The Board did not appoint a designee for this project. They asked that written minutes from the meetings be provided to the committee. If issues arise that would require input, these should be referred to the Board by the Project.

### **REPORT FROM THE NURSING COALITION**

Jacqueline Johnsrud reported that there is a group of nurses in this state that are considering ways to gather and analyze data to predict the future needs for healthcare delivery, and the impact of these factors on the nursing profession.

### **REPORT OF THE EDUCATION AND LICENSING COMMITTEE**

Marilyn Kaufmann reported the following:

#### **REVIEW OF FACULTY QUALIFICATIONS NORTH CENTRAL TECHNICAL COLLEGE**

The Committee will postpone this topic to the full Board meeting to be held in September.

#### **CRITERIA FOR EVALUATING ALTERNATIVE MODELS OF CLINICAL EDUCATION**

The Committee will postpone this topic to the full Board meeting to be held in September. At that time the Board will review the criteria and definitions for clinical

educator. In addition, the criteria for preceptors and internships will be discussed. The Committee recommended that an entire day be designated to deal with this subject.

Barbara Showers, Marilyn Kaufmann, and Jacqueline Johnsrud will work on a letter for Ms. Showers to send to technical schools asking for samples of alternative models for nursing clinical education, preceptors in a clinical group, and educational requirements for faculty. The Committee will review information received at the full Board meeting in September.

#### **DISCUSSION REGARDING STATE TECHNICAL SCHOOL PROGRAMS DROPPING CHEMISTRY AS A REQUIRED COURSE FOR THE NURSING CURRICULUM CONTENT**

The Committee has postponed this topic to the July Committee meeting. Marilyn Kaufmann will recontact to obtain a copy of the proposed statewide curriculum.

#### **DISCUSSION COMPARISON OF MASTERS IN PUBLIC HEALTH VERSES MASTERS IN PUBLIC HEALTH NURSING**

This topic was postponed to the July meeting. Jacqueline Johnsrud will provide information she has gathered at that time.

#### **FYI: CORRESPONDENCE AND RESPONSE TO JANICE COBB**

Informational.

#### **NEW LOOK FOR QUARTERLY NURSING REPORTS**

Barbara Showers provided a copy of the new format for nursing quarterly reports. The Committee reviewed data from the last eight quarters of the pass/fail rate. The Committee asked what the category titled “specialty” in the report meant. Ms. Showers will check on this and report back to the Committee. The Committee requested Ms. Showers to inform them of the start date for when tracking began for the Committee to evaluate progress. This information will be provided at the next Committee meeting.

#### **OTHER COMMITTEE BUSINESS**

The Committee asked Barbara Showers to send a packet for a new school and administrator and then send a notice to Marilyn Kaufmann.

## **CORRESPONDENCE REGARDING RN ELIGIBILITY AND APPLICATION ROUTE**

The Board reviewed and discussed the correspondence regarding a RN eligibility and application route for a Pennsylvania applicant . The Board took the following action:

**MOTION:** Jacqueline Johnsrud moved, seconded by June Bahr to grant limited licensure upon completion of a Board approved refresher course. Motion carried unanimously.

## **CORRESPONDENCE FROM IDM REGARDING DISCIPLINARY ACTIONS**

Informational.

## **DISCUSSION REGARDING POSTION PAPERS**

The Board requested to review position papers annually and then posted on the DRL Website. Position papers were reviewed at today's meeting (6/6/03). This material will be discussed at the July meeting and members should bring position papers from other states for reference.

## **CLOSED SESSION**

Open session adjourned at 10:40 a.m.

**MOTION:** Marie Kohlbeck moved, seconded by Marilyn Kaufmann, to adjourn to closed session pursuant to Wisconsin State Statutes 19.85 (1)(a)(b)(f) and (g) for the purpose of application reviews, request for stays of suspensions, request for full licensure, request for reinstatement for stay of suspension, IPP reviews, approval of refresher courses, request for extension of time to pay costs, deliberation of proposed stipulations, deliberation of proposed administrative warning, deliberation of order fixing costs, deliberation of proposed decision in the matter of disciplinary proceedings, meeting with the Division of Enforcement and consulting with Legal Counsel. Motion carried by roll call vote: June Bahr-yes, Jacqueline Johnsrud-yes; Bettye Lawrence-yes, Marie Kohlbeck-yes; Marilyn Kaufmann-yes; and Linda Sanner-yes. Motion carried unanimously.

## **APPEARANCE AND REQUEST FOR REVIEW OF ADMINISTRATIVE WARNING**

### **M.C.**

**MOTION:** Jacqueline Johnsrud moved, seconded by June Bahr, to dismiss the Administrative Warning for M.C. Motion carried unanimously.

**J.S.**

**MOTION:** June Bahr moved, seconded by Jacqueline Johnsrud, to affirm the Administrative Warning for J.S. Motion carried unanimously.

## **APPEARANCE REGARDING APPLICATION REVIEW**

**MARDELE L. MOORE**

**MOTION:** Jacqueline Johnsrud moved, seconded by June Bahr, to request Mardele L. Moore, to obtain an AODA Assessment. Motion carried unanimously.

## **IMPAIRED PROFESSIONALS PROCEDURE (IPP) DARWIN TICHENOR**

*Nothing Before the Board at this time.*

## **REQUEST FOR APPROVAL OF WORKSITE**

**WILLIAM DILLEY, RN**

**MOTION:** June Bahr moved, seconded by Marilyn Kaufmann, to approve William Dilley, RN worksite and to modify the order to allow him to work with an agency for the sole purpose to work at Oscar Mayer under the direction of Supervisor Lori Wells. The Board requests a Fitness to Practice letter relative to his medication. Motion carried unanimously.

## **REQUEST FOR FULL LICENSURE**

**MARY ANN HOITINK, LPN**

**MOTION:** June Bahr moved, seconded by Jacqueline Johnsrud, to grant full licensure to Mary Ann Hoitink, LPN. Motion carried unanimously.

**CONCEPCION KRAMER, LPN**

**MOTION:** Jacqueline Johnsrud moved, seconded by June Bahr, to grant full licensure to Concepcion Kramer, LPN. Motion carried unanimously.

**JOSEPH BRADY, LPN**

**MOTION:** June Bahr moved, seconded by Jacqueline Johnsrud, to grant full licensure to Joseph Brady, LPN. Motion carried unanimously.

**REQUEST FOR REINSTATEMENT OF THREE-MONTH STAY**

**JULIE PENEWELL, RN**

**MOTION:** June Bahr moved, seconded by Bettye Lawrence, to grant Julie Penewell, RN reinstatement of a three-month stay. The five year period will start over beginning today (6/6/03). Motion carried unanimously.

**RITA BAIRD PITZER, RN**

**MOTION:** June Bahr moved, seconded by Marie Kohlbeck, to grant Rita Baird Pitzer, RN reinstatement of a three-month stay. Motion carried unanimously.

**PAMELA UDELHOVEN**

**MOTION:** Bettye Lawrence moved, seconded by Jacqueline Johnsrud, to deny Pamela Udelhoven a three-month stay and request she appear before the Board prior to another reinstatement request. Denial of request for modifications and she remains suspended. Reason for Denial: Ms. Udelhoven has not been in compliance with the Board Order for three months. Motion carried unanimously.

**REQUEST FOR THREE MONTH STAYS OF SUSPENSION  
WITH MODIFICATIONS**

**THOMAS SCHMIDT II, RN**

**MOTION:** June Bahr moved, seconded by Marilyn Kaufmann, to grant Thomas Schmidt II, RN a three-month stay with the modification to reduce therapy to once per month. Motion carried unanimously.

**REBECCA THOMAS, RN**

**MOTION:** June Bahr moved, seconded by Marilyn Kaufmann, to grant Rebecca Thomas, RN a thirty (30) day stay but to deny the request for modifications. The Board requests a letter from her DON at her place of employment and a letter from Ms. Thomas explaining her employment status. Reason for Denial: Ms. Thomas has not been in compliance with the Board Order. Motion carried unanimously.

**REQUEST FOR AN INITIAL THREE-MONTH STAY**

**JULIE VAN PUFFELEN, RN**

**MOTION:** June Bahr moved, seconded by Marie Kohlbeck, to deny Julie Van Puffelen, request for an initial three-month stay. Reason for Denial: Ms. Puffelen did not have a caregivers review done and submitted. Motion carried unanimously.

**STIPULATIONS**

**LINDA L. LA CHAPPELLE, RN**

**MOTION:** Jacqueline Johnsrud moved, seconded by Marie Kohlbeck, to adopt the Findings of Fact, Conclusions of Law, and Order, and Stipulation in the matter concerning Linda L. La Chappelle, RN. Motion carried unanimously.

**ROBERT MACKINS, LPN**

**MOTION:** June Bahr moved, seconded by Jacqueline Johnsrud, to adopt the Findings of Fact, Conclusions of Law, and Order, and Stipulation in the matter concerning Robert Mackins, LPN. Motion carried unanimously.

**PAMELA J. WOLFF, RN**

**MOTION:** Marilyn Kaufmann moved, seconded by Marie Kohlbeck, to adopt the Findings of Fact, Conclusions of Law, and Order, and Stipulation in the matter concerning Pamela J. Wolff, RN. Motion carried unanimously.

**ROBYN M. BURTON, LPN**

**MOTION:** June Bahr moved, seconded by Bettye Lawrence, to adopt the Findings of Fact, Conclusions of Law, and Order, and Stipulation in the matter concerning Robyn M. Burton, LPN. Motion carried unanimously.



## **CASE STATUS REPORT**

- MOTION:** Jacqueline Johnsrud moved, seconded by Bettye Lawrence, to close case **03 NUR 023** for insufficient evidence. Motion carried unanimously.
- MOTION:** Jacqueline Johnsrud moved, seconded by Marilyn Kaufmann, to close case **01 NUR 171** for no violation. Motion carried unanimously.
- MOTION:** June Bahr moved, seconded by Marilyn Kaufmann, to close case **01 NUR 269** for compliance gained. Motion carried unanimously.
- MOTION:** Marilyn Kaufmann moved, seconded by Marie Kohlbeck, to close case **02 NUR 116** for insufficient evidence. Motion carried unanimously.
- MOTION:** Marie Kohlbeck moved, seconded by Bettye Lawrence, to close case **02 NUR 252** for insufficient evidence. Motion carried unanimously.
- MOTION:** June Bahr moved, seconded by Marilyn Kaufmann, to close case **02 NUR 298** for insufficient evidence. Motion carried unanimously.

## **PROPOSED DECISION IN THE MATTER OF DISCIPLINARY PROCEEDINGS AGAINST**

### **DAVID J. MUELLER, RN**

- MOTION:** June Bahr moved, seconded by Jacqueline Johnsrud, to accept the ALJ's decision for revocation in the matter concerning David J. Mueller, RN. Motion carried unanimously.

### **LORALTY R. HARDEN, RN**

*No Further Action was Needed.*

## **RECONVENE TO OPEN SESSION**

- MOTION:** June Bahr moved, seconded by Marilyn Kaufmann, to go into open session at 1:06 p.m. Motion carried unanimously.

## **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

**MOTION:** June Bahr moved, seconded by Marilyn Kaufmann to affirm all decisions made in closed session. Motion carried unanimously.

## **INFORMATIONAL ITEMS**

Noted.

## **OTHER BOARD BUSINESS**

The Board had stipulations presented that did not have the specific language requested at the April 4, 2003 meeting. The information was provided to DOE in an email and at the bottom of the Board's action list. Gina York will send an email to Sandra Rowe, DOE Administrator and provide the specific language for her to share with her staff. The following is the statement and motion Ms. Rowe will receive:

The Board would like specific language placed in all future Stipulations.

**MOTION:** Marie Kohlbeck moved, seconded by June Bahr to have all future stipulations effective April 4, 2003 contain this language: " If the Board receives information from a professional who is treating the respondent or from their work supervisor that indicates that the respondent is not safe to practice, the Board may deny a Stay or Suspend the License of the licensee." Motion carried unanimously.

## **ADJOURNMENT**

**MOTION:** Bettye Lawrence moved, seconded by Marie Kohlbeck, to adjourn the meeting at 1:24 p.m. Motion carried.